

**DARBY &  
DARBY**

PROFESSIONAL  
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INTELLECTUAL PROPERTY LAW

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April 15, 2002

Reference: 1118/8G167

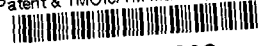
**VIA EXPRESS MAIL**

Assistant Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Re: **Motion to Withdraw as Counsel of Record**  
**Serial No. 75/133,490**  
**Mark: COLLAGENESIS**

**TODD MARTIN**  
ATTORNEY AT LAW  
212-527-7678  
tmartin@darbylaw.com

U.S. Patent & TMOtc/TM Mail Rcpt. Dt. #57



04-15-2002

Dear Commissioner:

Enclosed is a Motion to Withdraw as Counsel of Record pursuant to 37 C.F.R. §§ 2.19 and 10.40.

Collagenesis, Inc. is in bankruptcy and their Chapter 7 Trustee has asked that all files be transferred to him. The file in this matter will be sent to the Trustee's office concurrently.

If there are any questions, please do not hesitate to contact me.

Sincerely,

Todd Martin

Enclosure

cc: Marc DeGiacomo, Esq.

**EXPRESS MAIL CERTIFICATE**

Date 4-15-02 Label No. 9028647302-US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 by "Express Mail Post Office to Addressee" service.

D. DAVIS  
Name (Print)

[Signature]  
Signature

CERTIFICATE OF MAILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner of Patents & Trademarks, Washington, DC 20231,

on \_\_\_\_\_ (Date of Deposit)

Date \_\_\_\_\_ Name \_\_\_\_\_

EXPRESS MAIL CERTIFICATE

Date 4-15-02 Label No. EV 028647302-US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 by "Express Mail Post Office to Addressee" service.

D. Davis  
Name (Print)

D. Davis  
Signature

**Box: RESPONSES  
NO FEE**

**File No.: 1118/3C509**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: )

Collagenesis, Inc. )

Serial No. 75/133,490 )

Filed: July 12, 1996 )

Mark: **COLLAGENESIS** )

Trademark Law Office 105

U.S. Patent & TMO/TM Mail Rcpt. Dt. #57



04-15-2002

**REQUEST FOR PERMISSION TO WITHDRAW  
AS ATTORNEY OF RECORD PURSUANT TO 37 C.F.R. §§ 2.19 and 10.40**

Assistant Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Dear Sir:

Collagenesis, Inc. is currently in bankruptcy proceedings and the Chapter 7 Trustee has requested that all current trademark matters being handled by Darby & Darby be transferred to the Chapter 7 Trustee for Collagenesis, Inc., Mark DeGiacomo, Esq. of Murtha, Cullina, Roche, Carens & DeGiacomo, 99 High Street, Boston, Massachusetts 02110.

Accordingly, the firm of Darby & Darby, P. C., including the undersigned

attorney, Bert J. Lewen, hereby seeks leave to withdraw as attorneys of record in the above-referenced opposition pursuant to 37 C.F.R. §§ 2.19(b) and 10.40(b)(4).

All future correspondence should be sent to:

Mark DeGiacomo, Esq.  
Murtha, Cullina, Roche, Carens & DeGiacomo  
99 High Street  
Boston, Massachusetts 02110

All relevant documents are being delivered to the Chapter 7 Trustee concurrently with the filing of this motion for withdrawal.

There is currently an Opposition proceeding pending against the above application. In that Opposition, Opposition No. 111,016, a similar request to withdraw as counsel of record is also being made concurrent with this request.

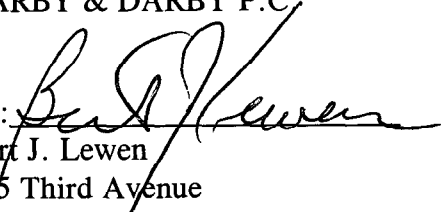
A copy of this motion has also been sent to the Chapter 7 Trustee, Marc DeGiacomo, Esq.

In light of the above, it is respectfully requested that this Request be granted.

Respectfully submitted,

DARBY & DARBY P.C.

Dated: April 15<sup>th</sup>, 2002

By:   
Bert J. Lewen  
805 Third Avenue  
New York, New York 10022  
212-527-7700